

4–19–05 Vol. 70 No. 74 Tuesday Apr. 19, 2005

Pages 20271–20454

i



The **FEDERAL REGISTER** (ISSN 0097–6326) is published daily, Monday through Friday, except official holidays, by the Office of the Federal Register, National Archives and Records Administration, Washington, DC 20408, under the Federal Register Act (44 U.S.C. Ch. 15) and the regulations of the Administrative Committee of the Federal Register (1 CFR Ch. I). The Superintendent of Documents, U.S. Government Printing Office, Washington, DC 20402 is the exclusive distributor of the official edition. Periodicals postage is paid at Washington, DC.

The **FEDERAL REGISTER** provides a uniform system for making available to the public regulations and legal notices issued by Federal agencies. These include Presidential proclamations and Executive Orders, Federal agency documents having general applicability and legal effect, documents required to be published by act of Congress, and other Federal agency documents of public interest.

Documents are on file for public inspection in the Office of the Federal Register the day before they are published, unless the issuing agency requests earlier filing. For a list of documents currently on file for public inspection, see www.archives.gov.

The seal of the National Archives and Records Administration authenticates the Federal Register as the official serial publication established under the Federal Register Act. Under 44 U.S.C. 1507, the contents of the Federal Register shall be judicially noticed.

The **Federal Register** is published in paper and on 24x microfiche. It is also available online at no charge as one of the databases on GPO Access, a service of the U.S. Government Printing Office.

The online edition of the **Federal Register** www.gpoaccess.gov/nara, available through GPO Access, is issued under the authority of the Administrative Committee of the Federal Register as the official legal equivalent of the paper and microfiche editions (44 U.S.C. 4101 and 1 CFR 5.10). It is updated by 6 a.m. each day the **Federal Register** is published and includes both text and graphics from Volume 59, Number 1 (January 2, 1994) forward.

For more information about GPO Access, contact the GPO Access User Support Team, call toll free 1-888-293-6498; DC area 202-512-1530; fax at 202-512-1262; or via e-mail at gpoaccess@gpo.gov. The Support Team is available between 7:00 a.m. and 9:00 p.m. Eastern Time, Monday–Friday, except official holidays.

The annual subscription price for the Federal Register paper edition is \$749 plus postage, or \$808, plus postage, for a combined Federal Register, Federal Register Index and List of CFR Sections Affected (LSA) subscription; the microfiche edition of the Federal Register including the Federal Register Index and LSA is \$165, plus postage. Six month subscriptions are available for one-half the annual rate. The prevailing postal rates will be applied to orders according to the delivery method requested. The price of a single copy of the daily Federal Register, including postage, is based on the number of pages: \$11 for an issue containing less than 200 pages; \$22 for an issue containing 200 to 400 pages; and \$33 for an issue containing more than 400 pages. Single issues of the microfiche edition may be purchased for \$3 per copy, including postage. Remit check or money order, made payable to the Superintendent of Documents, or charge to your GPO Deposit Account, VISA, MasterCard, American Express, or Discover. Mail to: New Orders, Superintendent of Documents, P.O. Box 371954, Pittsburgh, PA 15250-7954; or call toll free 1-866-512-1800, DC area 202-512-1800; or go to the U.S. Government Online Bookstore site, see bookstore.gpo.gov.

There are no restrictions on the republication of material appearing in the **Federal Register**.

How To Cite This Publication: Use the volume number and the page number. Example: 70 FR 12345.

Postmaster: Send address changes to the Superintendent of Documents, Federal Register, U.S. Government Printing Office, Washington DC 20402, along with the entire mailing label from the last issue received.

SUBSCRIPTIONS AND COPIES

PUBLIC

Subscriptions:

Paper or fiche 202–512–1800 Assistance with public subscriptions 202–512–1806

General online information 202–512–1530; 1–888–293–6498

Single copies/back copies:

Paper or fiche
Assistance with public single copies
202–512–1800
1–866–512–1800
(Toll-Free)

FEDERAL AGENCIES

Subscriptions:

Paper or fiche 202–741–6005 Assistance with Federal agency subscriptions 202–741–6005

FEDERAL REGISTER WORKSHOP

THE FEDERAL REGISTER: WHAT IT IS AND HOW TO USE IT

FOR: Any person who uses the Federal Register and Code of Federal Regulations.

WHO: Sponsored by the Office of the Federal Register.

WHAT: Free public briefings (approximately 3 hours) to present:

- 1. The regulatory process, with a focus on the Federal Register system and the public's role in the development of regulations.
- 2. The relationship between the Federal Register and Code of Federal Regulations.
- 3. The important elements of typical Federal Register documents.
- An introduction to the finding aids of the FR/CFR system.

WHY: To provide the public with access to information necessary to research Federal agency regulations which directly affect them. There will be no discussion of specific agency regulations.

WHEN: Tuesday, April 19, 2005

9:00 a.m.-Noon—(SESSION FULL)

Tuesday, May 17, 2005 9:00 a.m.-Noon

WHERE: Office of the Federal Register

Conference Room, Suite 700 800 North Capitol Street, NW. Washington, DC 20002

RESERVATIONS: (202) 741-6008

Printed on recycled paper.

Contents

Federal Register

Vol. 70, No. 74

Tuesday, April 19, 2005

Agricultural Marketing Service NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20345–20346 Committees; establishment, renewal, termination, etc.: National Organic Standards Board, 20346–20347

Agriculture Department

See Agricultural Marketing Service See Animal and Plant Health Inspection Service See Commodity Credit Corporation See Forest Service See Natural Resources Conservation Service

American Battle Monuments Commission PROPOSED RULES

Practice and procedure:
Overseas memorials policies, 20324–20326

Animal and Plant Health Inspection Service RULES

Plant-related quarantine, domestic: Asian longhorned beetle, 20271 NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20347–20349

Antitrust Division

NOTICES

Competitive impact statements and proposed consent judgments:

E.İ. du Pont de Nemours and Co., et al., 20400 National competitive research notifications: Southwest Research Institute, 20401

Architectural and Transportation Barriers Compliance Board

NOTICES

Meetings:

Access Board, 20352

Children and Families Administration NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20374–20377
Grants and cooperative agreements; availability, etc.:

Head Start Hispanic Service Institution Partnership, 20377–20386

Head Start Historically Black College and University Partnerships, 20387–20396

Coast Guard

RULES

Inspection and certification:

Álternative Hull Examination Program description; CFR correction, 20302

PROPOSED RULES

Drawbridge operations: Connecticut, 20322–20324

Commerce Department

See Foreign-Trade Zones Board

See International Trade Administration See National Oceanic and Atmospheric Administration

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20352–20355

Commodity Credit Corporation

NOTICES

Loan and purchase programs:
Conservation Security Program; correction, 20349

Comptroller of the Currency

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20414–20417

Corporation for National and Community Service NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20357–20358

Defense Department

See Navy Department

PROPOSED RULES

Federal Acquisition Regulation (FAR):

Mapping services; Brooks Act application, 20329 Personnel, military and civilian:

Personal commercial solicitation on DoD installations, 20316–20322

NOTICES

Meetings:

Armed Forces Code Committee, 20358

Directive 1344.7; Personal Commercial Solicitation on DoD Installations, 20358

Sexual Harassment and Violence at the Military Service Academies Task Force, 20358–20359

Education Department

NOTICES

Grants and cooperative agreements; availability, etc.: Elementary and secondary education— Enhanced Assessment Instruments, 20360–20361

Employee Benefits Security Administration NOTICES

Meetings:

Employee Welfare and Pension Benefit Plans Advisory Council, 20401

Employment and Training Administration NOTICES

Grants and cooperative agreements; availability, etc.: Rural Industrialization Loan and Grant Program; certification of compliance request, 20401

Energy Department

See Federal Energy Regulatory Commission NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20361–20362
Grants and cooperative agreements; availability, etc.:
Fuel cell technology enhancement, 20362

Environmental Protection Agency

NOTICES

Meetings:

Scientific Counselors Board, 20372–20373

Federal Aviation Administration

RULES

Airworthiness directives: Boeing, 20273–20276 CENTRAIR, 20271–20273 Saab, 20276–20279

Federal Deposit Insurance Corporation NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20414–20417

Federal Emergency Management Agency

RULES

Flood insurance; communities eligible for sale:

Pennsylvania, 20299-20302

PROPOSED RULES

Flood elevation determinations:

Texas, 20326-20327

Various States, 20327–20329

NOTICES

Disaster and emergency areas:

Maine, 20396

Federal Energy Regulatory Commission

NOTICES

Electric rate and corporate regulation filings, 20368–20369 Hydroelectric applications, 20369–20371 Meetings:

Natural gas Interchangeability; technical conference, 20371–20372

Applications, hearings, determinations, etc.:

CenterPoint Energy - Mississippi River Transmission Corp., 20362–20363

Freeport LNG Development, L.P., 20363-20364

Gulf South Pipeline Co., LP, 20364

Northern Natural Gas Co., 20364-20365

Northern States Power Co., 20365

Questar Southern Trails Pipeline Co., 20366

SG Resources Mississippi, L.L.C., 20366

Southern California Edison Co., 20366–20367

Southern Natural Gas Co., 20367

Vector Pipeline L.P, 20367-20368

Federal Maritime Commission

RULES

Ocean shipping in foreign commerce:

Ocean common carrier and marine terminal operator agreements; clarifications and corrections, 20302–20304

Federal Railroad Administration

PROPOSED RULES

Railroad accidents/incidents; reports classifications and investigations:

Monetary threshold; revision, 20329

Railroad locomotive safety standards:

Inspection and maintenance standards for steam locomotives, 20329

Federal Reserve System

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20414–20417

Banks and bank holding companies:

Formations, acquisitions, and mergers, 20373-20374

Fish and Wildlife Service

NOTICES

Endangered and threatened species:

Recovery plans-

Catesbaea melanocarpa, 20396–20397

Foreign-Trade Zones Board

NOTICES

Applications, hearings, determinations, etc.:

Puerto Rico-

Shell Chemicals Yabucoa, Inc.; petrochemical complex, 20355

Forest Service

NOTICES

Appealable decisions; legal notice:

Pacific Southwest Region; correction, 20422

Environmental statements; notice of intent:

Colville National Forest, WA, 20349-20350

Sequoia National Forest, CA, 20350–20352

Meetings:

Resource Advisory Committees—

Lincoln County Resource Advisory Committee, 20352

General Services Administration

PROPOSED RULES

Federal Acquisition Regulation (FAR):

Mapping services; Brooks Act application, 20329

NOTICES

Meetings:

Federal Acquisition Conference and Exposition, 20374

Health and Human Services Department

See Children and Families Administration

Homeland Security Department

See Coast Guard

See Federal Emergency Management Agency

Interior Department

See Fish and Wildlife Service

See Reclamation Bureau

Internal Revenue Service

RULES

Income taxes:

Stock or securities in acquisition; recognition of gain on distributions, 20279–20291

PROPOSED RULES

Income taxes:

Transactions involving the transfer of no net value; correction, 20315

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20417–20419

Meetings:

Taxpayer Advocacy Panels, 20419

International Trade Administration

NOTICES

Applications, hearings, determinations, etc.:

Johns Hopkins University, 20355

University of—

Chicago, 20355-20356

Wisconsin, 20356

International Trade Commission

NOTICES

Import investigations: Live swine from—

Canada, 20400

Justice Department

See Antitrust Division

Labor Department

See Employee Benefits Security Administration See Employment and Training Administration

National Aeronautics and Space Administration PROPOSED RULES

Federal Acquisition Regulation (FAR):

Mapping services; Brooks Act application, 20329

National Oceanic and Atmospheric Administration RULES

Fishery conservation and management:

West Coast States and Western Pacific fisheries— Pacific halibut and groundfish, 20304–20314

NOTICES

Meetings:

North Pacific Fishery Management Council, 20356-20357

National Science Foundation

NOTICES

Meetings:

Geosciences Advisory Committee, 20402 Polar Programs Advisory Committee, 20402

Natural Resources Conservation Service NOTICES

Loan and purchase programs:

Conservation Security Program; correction, 20349

Navy Department

NOTICES

Meetings:

Naval Postgraduate School Superintendent Board of Advisors, 20359–20360

Nuclear Regulatory Commission

Environmental statements; availability, etc.:

TRIGA Nuclear Reactor Facility, University of Utah, Salt Lake City, UT, 20405–20406

Meetings; Sunshine Act, 20406-20407

Applications, hearings, determinations, etc.:

Centerpoint Energy, Inc., et al., 20402-20403

Texas Genco, LP, et al., 20403-20404

University of Utah, Salt Lake City, UT, 20404-20405

Postal Service

RULES

Procurement system:

Purchasing of property and services, 20291–20299

Reclamation Bureau

NOTICES

Contract negotiations:

Water service and repayment tabulation; quarterly status report, 20398–20400

Securities and Exchange Commission

RULES

Investment advisers:

Broker-dealers deemed not to be investment advisers, 20424–20454

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20407

Self-regulatory organizations; proposed rule changes: National Association of Securities Dealers, Inc., 20407—

New York Stock Exchange, Inc., 20410-20411

State Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20411–20412 Foreign terrorists and terrorist organizations; designation:

Lashkar e-Tayyiba, et al., 20412

Meetings:

Private International Law Advisory Committee, 20412–20413

Transportation Department

See Federal Aviation Administration See Federal Railroad Administration

Treasury Department

See Comptroller of the Currency See Internal Revenue Service See United States Mint

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20413–20414

United States Mint

NOTICES

Meetings:

Citizens Coinage Advisory Committee, 20420

Veterans Affairs Department

NOTICES

Agency information collection activities; proposals, submissions, and approvals, 20420–20421 Meetings:

CARES Business Plan Studies Advisory Committee,

Geriatrics and Gerontology Advisory Committee, 20421

Separate Parts In This Issue

Part II

Securities and Exchange Commission, 20424-20454

Reader Aids

Consult the Reader Aids section at the end of this issue for phone numbers, online resources, finding aids, reminders, and notice of recently enacted public laws.

To subscribe to the Federal Register Table of Contents LISTSERV electronic mailing list, go to http:// listserv.access.gpo.gov and select Online mailing list archives, FEDREGTOC-L, Join or leave the list (or change settings); then follow the instructions.

CFR PARTS AFFECTED IN THIS ISSUE

A cumulative list of the parts affected this month can be found in the Reader Aids section at the end of this issue.

7 CFR	
304	20271
14 CFR	00074
39 (4 documents)	20271,
·	20270
17 CFR 275	20424
26 CFR	20727
20 CFR 1	20279
Proposed Rules:	
1	.20315
32 CFR	
Proposed Rules:	
43	.20316
50	20316
33 CFR	
Proposed Rules:	
117	20322
36 CFR	
Proposed Rules:	00004
401 402	
403	20324
39 CFR	
211	
601	20291
44 CFR 64	00000
Proposed Rules:	20299
67 (2 documents)	20326
or (E doddinonto)	20327
46 CFR	
115	
501 535	
	20302
48 CFR	
Proposed Rules: 36	20220
49 CFR	20029
49 CFR Proposed Rules:	
225	.20333
230	
50 CFR	
300	
660	20304